

MOSER LAW FIRM, PC



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April 11, 2024

VIA ECF

Hon. Arlene R. Lindsay, USMJ
 United States District Court
 Eastern District of New York
 100 Federal Plaza
 Central Islip, NY 11717

Re: *Cruz v Demarco Bros Landscaping & Tree Service Corp*
 Case No. 2:23-cv-9200 (GRB)(ARL)

Dear Judge Lindsay:

I represent the Plaintiffs in the above-referenced matter. By this letter, the parties jointly and respectfully request an extension of the discovery deadlines *nunc pro tunc*. This is the first request for an extension of time. The reasons for this request are twofold: First, the Defendants had difficulties locating documents, resulting in a domino effect on the remainder of the discovery deadlines. In addition the parties have agreed to conditional certification under the FLSA and notice to the collective.

The parties are working diligently and will be ready to comply with the amended dates as follows:

Exchange of Documents as per FLSA order	3/6/2024	4/16/2024
Responses to Court Interrogatories	3/21/2024	4/22/2024
In-person meet and confer	4/22/2024	30 days after the expiration of the opt-in period
Joint Status Report	4/30/2024	7 days after the in-person Meet and Confer
Expert Discovery	The parties do not anticipate the need for Expert discovery and respectfully request leave to furnish a proposed deadline for completion of Expert discovery, if any, with the Joint Status Report.	

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Annexed please find a proposed so-ordered stipulation regarding collective certification and a proposed notice in English. The parties are working together together to finalize the Spanish translation thereof.

The parties respectfully request that the Court so-order the stipulation and proposed notice and amend the schedule as set forth herein.

Respectfully Submitted,

Steven J. Moser

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CC: All counsel of record via ECF